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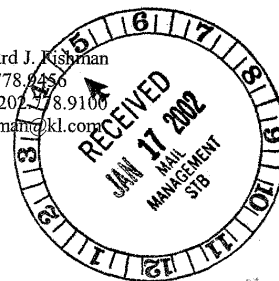
ENTERED
Office of the Secretary

January 17, 2001

JAN 22 2002

Part of
Public Record

Edward J. Fishman
202.778.8456
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efishman@kl.com



VIA HAND DELIVERY

The Honorable Vernon A. Williams
Secretary
Surface Transportation Board
1925 K Street, N.W.
Washington, D.C. 20423-0001

**Re: Finance Docket No. 34165, R.J. Corman Equipment Company, LLC --
Acquisition Exemption -- Line of CSX Transportation, Inc. 204470**

**Finance Docket No. 34166, R.J. Corman Railroad Company/Bardstown Line --
Lease and Operation Exemption -- Line of R.J. Corman Equipment Company, LLC**

**Finance Docket No. 34167, Richard J. Corman -- Continuance in Control Exemption
-- R.J. Corman Equipment Company, LLC**

Dear Secretary Williams:

Enclosed for filing in the above-captioned proceedings are an original and ten copies of the following: 1) **Verified Notice of Exemption of R.J. Corman Equipment Company, LLC**; 2) **Verified Notice of Exemption of R.J. Corman Railroad Company/Bardstown Line**; and 3) **Verified Notice of Exemption of Richard J. Corman**, all dated January 17, 2002. The filing fees (\$1300, \$1300 and \$950, respectively) and a 3.5-inch diskette containing the text of the Notices in WordPerfect 5.1 format also are enclosed.

Should any questions arise regarding this filing, please feel free to contact me. Thank you for your assistance on this matter.

Respectfully submitted,

Edward J. Fishman
Counsel for Richard J. Corman

Enclosures

FEE RECEIVED

0101876005

JAN 17 2002

**SURFACE
TRANSPORTATION BOARD**

FILED

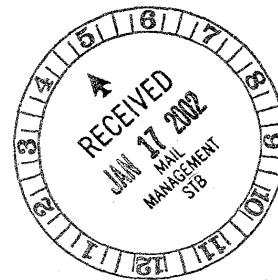
JAN 17 2002

**SURFACE
TRANSPORTATION BOARD**

DC-484947 v1 0306339-0101

204470

BEFORE THE
SURFACE TRANSPORTATION BOARD



FINANCE DOCKET NO. 34165

R.J. CORMAN EQUIPMENT COMPANY, LLC
-- ACQUISITION EXEMPTION --
LINE OF CSX TRANSPORTATION, INC.

ENTERED
Office of the Secretary

JAN 22 2002

Part of
Public Record

VERIFIED NOTICE OF EXEMPTION
OF
R.J. CORMAN EQUIPMENT COMPANY, LLC
PURSUANT TO 49 C.F.R. §1150.31

FILED

JAN 17 2002

SURFACE
TRANSPORTATION BOARD

FEE RECEIVED

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JAN 17 2002

SURFACE
TRANSPORTATION BOARD

Kevin M. Sheys
Edward J. Fishman
Kirkpatrick & Lockhart LLP
1800 Massachusetts Avenue – 2nd Floor
Washington, DC 20036
(202) 778-9000

ATTORNEYS FOR R.J. CORMAN
EQUIPMENT COMPANY, LLC

Dated: January 17, 2002

BEFORE THE
SURFACE TRANSPORTATION BOARD

FINANCE DOCKET NO. 34165

R.J. CORMAN EQUIPMENT COMPANY, LLC
-- ACQUISITION EXEMPTION --
LINE OF CSX TRANSPORTATION, INC.

**VERIFIED NOTICE OF EXEMPTION
OF
R.J. CORMAN EQUIPMENT COMPANY, LLC
PURSUANT TO 49 C.F.R. § 1150.31**

Pursuant to 49 C.F.R. § 1150.31 et seq., R.J. Corman Equipment Company, LLC ("RJCE"), a non-carrier, hereby files this Verified Notice of Exemption to acquire a rail line known as the Dawkins Subdivision from CSX Transportation, Inc. ("CSXT") that is located between Dawkins and Evanston, Kentucky, a distance of approximately 36.08 route miles in Johnson, Magoffing and Breathitt Counties, Kentucky (the "Subject Line"). Based on projected revenues for the Subject Line, RJCE expects to become a Class III rail carrier after consummation of the transaction proposed herein.

This Notice is related to Finance Docket No. 34167, Richard J. Corman – Continuance in Control Exemption – R.J. Corman Equipment Company, LLC, in which Richard J. Corman is filing a notice of exemption pursuant to 49 C.F.R. § 1180.2(d)(2) to continue in control of RJCE once RJCE acquires the Dawkins Subdivision and becomes a rail carrier, and Finance Docket No. 34166, R.J. Corman Railroad Company/Bardstown Line – Lease and Operation Exemption – Line of R.J. Corman Equipment Company, LLC, in which R.J. Corman Railroad Company/Bardstown Line is filing a notice of exemption pursuant to 49 C.F.R. § 1150.41 to lease from RJCE and operate the Dawkins Subdivision.

In accordance with the requirements of 49 C.F.R. § 1150.33, RJCE submits the following information:

Name and Address of Applicant: 49 C.F.R. § 1150.33(a)

The full name and address of the applicant will be:

R.J. Corman Equipment Company, LLC
One Jay Station, P.O. Box 788
Nicholasville, KY 40356

Applicant's Representative: 49 C.F.R. § 1150.33(b)

RJCE's representative to whom correspondence regarding this transaction should be addressed is as follows:

Kevin M. Sheys
Kirkpatrick & Lockhart LLP
1800 Massachusetts Avenue – 2nd Floor
Washington, DC 20036
(202) 778-9000

Statement Concerning Agreement: 49 C.F.R. § 1150.33(c)

RJCE has entered into an agreement with CSXT providing for RJCE's acquisition of the Subject Line.

Operation of the Property: 49 C.F.R. § 1150.33(d)

R.J. Corman Railroad Company/Bardstown Line, an existing Class III rail carrier, will lease and operate the Subject Line pursuant to a separate notice of exemption being filed concurrently herewith.

Summary of the Transaction: 49 C.F.R. § 1150.33(e)

Pursuant to an agreement entered into between RJCE and CSXT, RJCE will acquire the rail line known as the Dawkins Subdivision that extends between approximately Milepost 0.05 at or near Dawkins, KY and approximately Milepost 36.13 at or near Evanston, KY. The Subject Line is located in Johnson, Magoffing and Breathitt Counties, Kentucky. The total distance of the Subject Line to be acquired by RJCE is approximately 36.08 route miles. The parties intend

to consummate this transaction on or soon after the date this Notice of Exemption, and the related notices of exemption referenced herein, become effective.

The name and address of the owner of the Subject Line is as follows:

CSX Transportation, Inc.
500 Water Street
Jacksonville, FL 32202

Map: **49 C.F.R. § 1150.33(f)**

A map indicating the area served by the Subject Line, including origins, termini, stations, cities and counties, is attached as Exhibit A to this Notice.

Certification of Class III Status: **49 C.F.R. § 1150.33(g)**

A certificate complying with the provisions of 49 C.F.R. § 1150.33(g) is attached as Exhibit B to the Notice. Based on projected revenues for the Subject Line, RJCE will become a Class III rail carrier after consummation of the transaction proposed herein.

Environmental/Historic Preservation Data: **49 C.F.R. Part 1105**

Under 49 C.F.R. § 1105.6(c)(2)(i), the proposed acquisition of the Subject Line by RJCE is exempt from environmental reporting requirements because it will not result in significant changes in carrier operations (i.e. changes which exceed the thresholds established in 49 C.F.R. § 1105.7(e)(4) or (5)).

Under 49 C.F.R. § 1105.8(b)(3), the proposed acquisition of the Subject Line by RJCE also is exempt from historic preservation reporting requirements. RJCE's acquisition of the Subject Line is for the purpose of providing rail operations thereon. Further Surface Transportation Board approval is required to abandon any service, and there are no plans to dispose of or alter properties subject to Board jurisdiction that are fifty years old or older.

Caption Summary:

49 C.F.R. § 1150.34

A caption summary in the appropriate form is attached as Exhibit C to this Notice.

Respectfully submitted,

By: _____

Kevin M. Sheys

Edward J. Fishman

Kirkpatrick & Lockhart LLP

1800 Massachusetts Avenue – 2nd Floor

Washington, DC 20036

(202) 778-9000

Dated: January 17, 2002

**ATTORNEYS FOR R.J. CORMAN
EQUIPMENT COMPANY, LLC**

EXHIBIT A

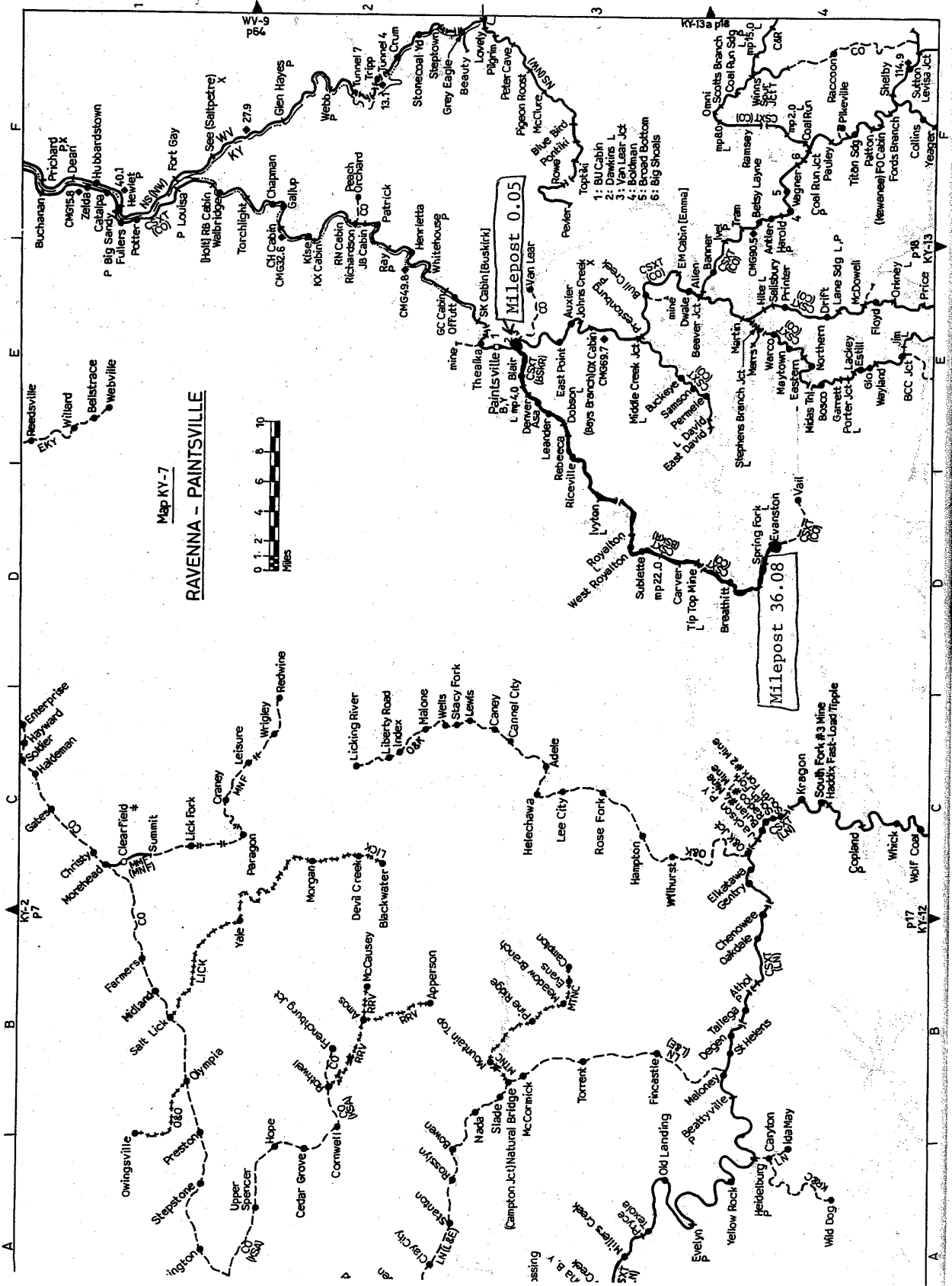


EXHIBIT B

CERTIFICATION

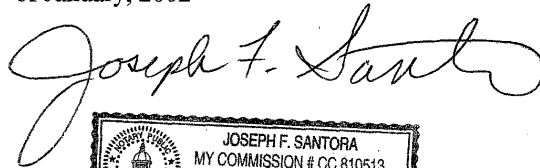
James C. Oaks, being duly sworn, certifies that the projected revenues of R.J. Corman Equipment Company, LLC upon consummation of the proposed transaction will not result in the creation of a Class I or Class II rail carrier under the provisions of 49 C.F.R. § 1201 (1-1).


James C. Oaks

SUBSCRIBED AND SWORN TO

before me this 16 day

of January, 2002



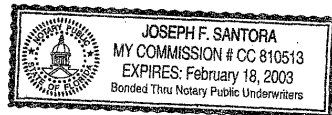


EXHIBIT C

SURFACE TRANSPORTATION BOARD

NOTICE OF EXEMPTION

FINANCE DOCKET NO. 34165

R.J. CORMAN EQUIPMENT COMPANY, LLC
-- ACQUISITION EXEMPTION --
LINE OF CSX TRANSPORTATION, INC.

R.J. Corman Equipment Company, LLC ("RJCE"), a non-carrier, has filed a Verified Notice of Exemption to acquire a rail line known as the Dawkins Subdivision from CSX Transportation, Inc. ("CSXT") located between approximately Milepost 0.05 at or near Dawkins, KY and approximately Milepost 36.13 at or near Evanston, KY (the "Subject Line"). The total distance of the Subject Line is approximately 36.08 route miles in Johnson, Magoffing and Breathitt Counties, Kentucky.

The Notice of Exemption is related to Finance Docket No. 34167, Richard J. Corman – Continuance in Control Exemption – R.J. Corman Equipment Company, LLC, and Finance Docket No. 34166, R.J. Corman Railroad Company/Bardstown Line – Lease and Operation Exemption – Line of R.J. Corman Equipment Company, LLC.

Comments must be filed with the Board and served on Kevin M. Sheys, Kirkpatrick & Lockhart LLP, 1800 Massachusetts Avenue, N.W., 2nd floor, Washington, DC 20036; (202) 778-9000.

This notice is filed under 49 C.F.R. § 1150.31. If the notice contains false or misleading information, the exemption is void ab initio. Petitions to revoke the exemption under 49 U.S.C.

§ 10505(d) may be filed at any time. The filing of a petition to revoke will not automatically stay the transaction.

Date: January _____, 2002

By the Board

Vernon A. Williams – Secretary

VERIFICATION

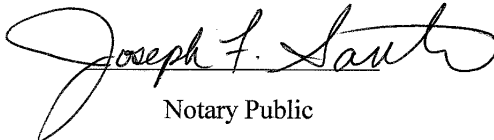
State of Kentucky)
) ss:
County of Jessamine)

James C. Oaks, being duly sworn, deposes and says that he is duly authorized by power of attorney to file this verification on behalf of R.J. Corman Equipment Company, LLC, that he has read the foregoing Notice of Exemption and knows the facts asserted therein, and that the same are true as stated.


James C. Oaks

SUBSCRIBED AND SWORN TO

before me this 16th day
of January, 2002


Notary Public

My Commission expires:

